IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 1ST FEBRUARY 2007 / 12TH MAGHA 1928

WP(C).No. 3091 of 2007(R)

PETITIONER:

PONNAMMA BABU, AGED 48 YEARS,
W/O.BABU VARGHESE, R/A. PUTHENPURAKKAL HOUSE,
AYIRANALLOOR P.O. PATHANAPURAM 691 307.

BY ADV. SRI.JOHNSON GOMEZ

RESPONDENTS:

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1. THE DISTRICT SUPPLY OFFICER, KOLLAM.

2. THE TALUK SUPPLY OFFICER,
PATHANAPURAM.

BY ADV. SRI.T.S.RADHAKRISHNA PILLAI
SRI.T.R.RAJEEV.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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W.P.(C)No.3091 of 2007 &
I.A.No.1615 of 2007

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Dated this the 1st day of Feburary, 2007.

JUDGMENT

This writ petition is filed seeking a direction to consider and dispose of Ext.P2 application for appointment as temporary ARD until alternate arrangements are made for the cancellation of the authorised retail distributorship of ARD 144 in Ayiranalloor village. The writ petitioner's case is that she was a saleswoman in the said ARD until it is cancelled at the request of the licensee.

2. I.A.No.1615 of 2007 is filed by a third party contending that the writ petitioner is not entitled to be appointed as a temporary ARD as regards ARD 144 of Ayiranalloor village and that he is also a rival candidate. That apart, it is pointed out that the writ petitioner's daughter is an applicant for an ARD on permanent basis and that issue is pending consideration before the Government.

3. Whatever that be, when a statutory request has been made to appoint the writ petitioner as a temporary ARD, that has to be considered by the competent authority. Having regard to the facts and circumstances, it is appropriate that the petitioner in I.A.No.1615 of 2007, Sri.C.Jayarajan is also heard by the competent authority.

In the result, I.A.No.1615 of 2007 is allowed impleading the petitioner therein as an additional respondent in the writ petition and the writ petition is allowed directing that the competent among the respondents will take up Ext.P2, consider it and dispose of the same in accordance with law as expeditiously as possible, at any rate, within a period of three weeks from the date of receipt of a copy of this judgment, after affording to the petitioner and Sri.C.Jayarajan an opportunity of being heard.

Thottathil B.Radhakrishnan,
Judge.

sl.